

FORM TO BE USED BY PRISONERS IN FILING A COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI**

COMPLAINTWilliam L. Johnson 100073Pierre B. Haynes 13437James Ruth 77 101324

(Enter above the full name of the plaintiff or plaintiffs and prisoner number of each plaintiff in this action)



v.

CIVIL ACTION NUMBER: 3:05cv 304/HTW-JCS
(to be completed by the Court)
St. Warden Donald Jackson
Walnut Grove Youth Correctional Facility

(Enter above the full name of the defendant or defendants in this action)

OTHER LAWSUITS FILED BY PLAINTIFF**NOTICE AND WARNING:****The plaintiff must fully complete the following questions. Failure to do so may result in your case being dismissed.**

- A. Have you ever filed any other lawsuits in a court of the United States? Yes () No (☒)
- B. If your answer to A is yes, complete the following information for each and every civil action and appeal filed by you. (If there is more than one action, complete the following information for the additional actions on the reverse side of this page or additional sheets of paper.)

- Parties to the action: N/A
- Court (if federal court, name the district; if state court, name the county): N/A
- Docket Number: N/A
- Name of judge to whom case was assigned: N/A
- Disposition (for example: was the case dismissed? If so, what grounds? Was it appealed? Is it still pending?): N/A

PARTIES

Item I below, place your name and prisoner number in the first blank and place your present address in the second blank. Do the same for additional plaintiff, if any).

I. Name of plaintiff: William L. Johnson Prisoner Number: 100073

Address: W.D.Y.C.F. P.O. B. 389

Walnut Grove, MS 39189

(In item II below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use the space below item II for the names, positions, and places of employment of any additional defendants.)

II. Defendant: Sr. Warden Donald Jackson is employed as

Sr. Warden at Walnut Grove

Youth Correctional Facility

The plaintiff is responsible for providing the court the name and address of each plaintiff(s) as well as the name(s) and address(es) of each defendant(s). Therefore, the plaintiff is required to complete the portion below:

PLAINTIFF(S):

NAME:

William L. Johnson 100073

Ernest B. Haynes 43437

James Rutledge 101824

ADDRESS:

P.O. Box 389, Walnut Grove, MS 39189

P.O. Box 389, Walnut Grove, MS 39189

P.O. Box 389, Walnut Grove, MS 39189

DEFENDANT(S):

NAME:

Sr. Warden Donald Jackson

ADDRESS:

1650 Hwy 492, Walnut Grove, MS 39189

ADMINISTRATIVE REMEDIES PROGRAM

A. At the time of the incident complained of in this complaint, were you incarcerated because you had been convicted of a crime?

Yes (☒) No (☐)

B. Are you presently incarcerated for a parole or probation violation?

Yes (☒) No (☐)

C. Did you present the facts relating to your complaint in the administrative or grievance procedure in your institution?

Yes (☒) No (☐)

1. If you answer to C is yes,

a. State the date your claims were presented: March 01, 2005 + March 29, 2005

b. State how your claims were presented. (Written request, verbal request, request for forms)

Written requests

c. State the result of that procedure. (You must attach a copy of the final result, such as a certificate from the administrator of the Administrative Remedies Program stating that you have exhausted your administrative remedies.)

We never received a response on either A.R.P.

2. If you have not filed a grievance, state the reasons: N/A

STATEMENT OF CLAIM

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Also, include the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of different claims, number and set forth each claim in a separate paragraph. (Use as much space as you need; attach extra sheet if necessary.)

The Defendant, Sr. Warden Donald Jackson, violated this by willfully, knowingly, and unlawfully breaking the 1st Amendment of the U.S. Constitution - Bill of Rights which states, "Congress shall ^{Pass} ~~make~~ no law respecting an establishment of religion or prohibiting the free exercise thereof, etc." First of all Warden Jackson violated by terminating the previously employed Imam Shabid A. Shabazz and is not showing any effort in hiring a new Imam to replace Imam Shabazz while Imam Shabazz was still employed here at W.P. Y.C.F. Warden Jackson was prohibiting -
(Continued on additional page attached to back of form)

RELIEF

State what relief you seek from the court. Make no legal arguments. Cite no cases or statutes.

1 We would like for a full-time Imam to be hired. 2 We would like to be able to express our religion physically as in being able to grow hair and beards, wear kufiy caps, purchase prayer caps, Al-Baqians, and prayer beads, etc. 3 We would like the new Imam, preferably Shabid A. Shabazz, to be able to move about the facility, to be able to hold ^{to hold} ~~to hold~~ Jallam and Jallam services regularly for A, B, C, & D custody inmates. 4 Stop serving pork.

Signed this 23 day of April, 2005

William L. Johnson 100073
Prison R. Nuyes #1 3437
Carrie Pratt 101824
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

04-23-2005
(Date)

William L. Johnson 100073
Prison R. Nuyes #1 3437
Carrie Pratt 101824
Signature of plaintiff(s)

(Continuation of "Statement of Claim" on page 4.)

~~was~~ the free exercise of Al-Islam because ~~he~~ he did restrict Ta'leem and Talmu services to 27 inmates and did require a list of names for inmates who attended these religious service. There were a great number of inmates that wanted to attend these services, but couldn't due to the fact that their names were not on the list. We, the Muslim inmates, here at W.B.Y.C.F. don't feel that this was fair because he didn't restrict Christian services to 27 inmates or did he require a list for Christian services. Warden Jackson also restricted the previously employed Imam, Shahid A. Shabazz from moving about the facility and from visiting the Muslim inmate on C and D custody. We also don't feel that this was fair because the Chaplain is free to go about facility as he pleases and also is he allowed to preach to inmates on C and D custody. We don't feel that this was fair because Imam Shabazz was on the payroll just as Chaplain Mann is.

End of statement

STATE OF MISSISSIPPI

COUNTY OF Leflore

AFFIDAVIT

PERSONALLY appeared before me the undersigned authority in and for the aforesaid jurisdiction, William L. Johnson, who being duly sworn by me does depose and state the following:

I, William L. Johnson, do hereby state that the following is true and correct to the best of my belief and knowledge.

I'm writing this Affidavit to present the court on my complaint. I have filed several complaints with Walnut Grove Youth Correctional Facility about the violation of my First Amendment right by denying me Islamic services. They have terminated our Imam Shahid A. Sabazz for no reason at all. We have filed several complaints on this argument, but we never get a response back from our administrative remedy requests so therefore I'm putting my faith in the court to assist me with this situation. These administrative staff at W.G.Y.C.F. abuse their authority. All that is stated on this complaint with this Affidavit is true. I would like to be able to practice Al-Islam as the Christians do in this facility. I'm being harassed in at this time.

Signed, this the 5 day of May, 2005

William L. Johnson
Signature

SWORN AND SUBSCRIBED before me, this the 5 day of

May, 2005

Lathanda E. Mills
Notary Public

My commission expires:

NOTARY PUBLIC STATE OF MISSISSIPPI
LATHANDA E. MILLS
COMMISSION EXPIRES 05/23/06



STATE OF MISSISSIPPI

COUNTY OF Leake

AFFIDAVIT

PERSONALLY appeared before me the undersigned authority in and for the aforesaid jurisdiction, Pierre Hughes, who being duly sworn by me does depose and state the following:

I, Pierre Hughes, do hereby state that the following is true and correct to the best of my belief and knowledge.

I am writing this Affidavit to bring the court on my
complaint. I have filed several complaint with
Western Grove Youth Correctional Facility on the violation
of my 1st Amendment Denying me at my religion at
prison services. They have terminated our Imam
Shahid A. Shabazz for no reason at all. We have
filed several complaints on this argument But our
request for Administrative Remedy always get
destroyed because we never get an answer for
this complaint so therefore I am putting my faith
in the court for assisting me on this complaint. These
authorized staff abused there authority at (W.G.Y.C.F.)
All that is stated on this complaint with this
Affidavit is true. I would like to practice my
religion as the christian in this facility. I'm being

handed in at this time

Signed, this the 5 day of May, 2005

Rene R. Haynes
Signature

SWORN AND SUBSCRIBED before me, this the 5 day of
May, 2005

Rashunda E. Melson
Notary Public

My commission expires:

NOTARY PUBLIC STATE OF MISSISSIPPI
COMMISSION EXPIRES 05/23/06



STATE OF MISSISSIPPI

COUNTY OF Leake

AFFIDAVIT

PERSONALLY appeared before me the undersigned authority in and for the aforesaid jurisdiction, James R. Postliff, who being duly sworn by me does depose and state the following:

I, James Postliff, do hereby state that the following is true and correct to the best of my belief and knowledge.

I'm writing this affidavit to brief the court on my complaint. I have filed several complaints with W.G.Y.C.F. about the violation of my first Amendment by denying me freedom to practice my belief, by stopping Islamic Services. They have terminated our Imam, Shabid Q. Shabazz out of discrimination and many unjust flaws. We have filed several complaints on this argument, but we never get a response back from our administrative remedy requests so therefore I'm putting my faith in the court to assist me with this situation. The administrative staff at W.G.Y.C.F. abuse their authority in an wrongful negative way which result in untreatment which is the root of which this issue occurred. All that is stated on this complaint with this Affidavit is true. I would like to be able to practice

Al-Islam as the Christians practice Christianity in this facility. I'm being housed in at this time.

Signed, this the 5 day of May, 2005

James Prattiff
Signature

SWORN AND SUBSCRIBED before me, this the 5 day of
May, 2005

Lathunda Nelson
Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: Sep 14, 2008
BOUNDED THRU NOTARY PUBLIC EMPLOYERS

My commission expires:



THIS A REQUEST FOR ADMINISTRATIVE REMEDY

William L. Jensen
INMATE NAME100073
MDOC #6-Alpha-24
UNIT/CELLMarch 29, 2005
DATE

DATE OF INCIDENT: March 29, 2005

TIME OF INCIDENT: 8:30 p.m.

PLACE OF INCIDENT: W.C.Y.C.F.

COMPLAINANT: Warden Donald Jackson

STATEMENT

I, William L. Jensen inmate no. 100073, on the above date and approximate time am filing this A.R.P. on Warden Donald Jackson at Walnut Grove Youth Correctional Facility, for his willfully, knowingly, unlawfully, and feloniously breaching of our First Amendment Right which states "Congress shall not pass a law respecting an establishment of religion or prohibit the free exercise thereof, etc." (See Case No. 35-1722, O'Leary, Administrator, Keensburg Prison complex, Et Al. V. Estate of Shabazz Et Al.)

First of all, Warden Jackson, terminated the previous Muslim Imam, Shahid Q. Shabazz, for reasons that I'm not aware of and he refused to replace Shabazz, with another Imam. This constitutes a major problem for me and other inmates because ~~this~~ Islam is the religion that we pursue and this complicates the way we practice our beliefs.

While, Imam Shabazz, was still employed here at W.C.Y.C.F. and we were practicing our Islamic services, Warden Jackson, was still willfully, knowingly, unlawfully, and feloniously violating our First Amendment Right when it stated that "Congress shall not pass a law prohibiting the free exercise of religion" because he did limit our Islamic services to 27 inmates. The only inmates that could attend our services were the ones that were named on the Imam/Talkeen attendance roll. There were a great number of inmates that wanted to

RELIEF SOUGHT

I would like to file a class act civil-suit along with Pierce Hayes inmate no. 13437 against Walnut Grove Youth Correctional Facility for violation of our right to practice religion. Thank You very much

"Amended to Refuse A.R.P." attend Ju'ma/Taleem services, but couldn't due to the circumstance that their name were not enlisted on the attendance roll. Again, this is just evidence of how Warden, Donald Jackson, violated our First Amendment Right of the United States Bill of Rights when it states that "Congress will not pass no law prohibiting the free exercise of religion" because he did prohibit the free exercise of religion here at Walnut Grove Youth Correctional Facility.

Also while, Imam Snabazz, was still employed here at W.C.Y.C.F., Warden Jackson, did willfully, knowingly, unlawfully, and feloniously violate our First Amendment Right when it states that "congress shall not pass no law respecting ~~an~~ establishment of religion" because Warden Jackson, didn't require the names of inmates attending Christian services to be on a attendance roll or did he not limit Christian services to 25 inmates as in the same way that he required a list for Ju'ma/Taleem services and did limit Ju'ma/Taleem services to 25 inmates. Therefore, Warden Jackson, was proved to have violated our First Amendment Right of the United States Bill of Rights -

"Amendment to Refuse A.R.P."

when it states "Congress shall make no laws respecting an establishment of religion" because, Warden Jackson, did show respect to Christianity over the Nation of Islam.

The previous time that I filed a A.R.P. form on this exact same matter I never did get an response. There ~~are~~ are alot of illegelley and feloniously things that take place within the administrative personel of this facility so I don't know if they disposed of the A.R.P. or what. Therefore I'm stating that I plan to take this A.R.P. all the way to the third step ~~and~~ just incase this A.R.P. just so happened to get dropped it will be known that it was not me, but one of their unlawful felonious ~~and~~ schemes to try and cover up the cruel and unusual punishment shown to the inmates of W.W.Y.C.F. They being the administrative personel at W.W.Y.C.F.

I do hereby state that by the Almighty God I do solemnly swear that everything stated in this document is true and that I have evidence to help it stand in any court of law. —

"Amended to Before A.R.R."

"Certified"

I, William L. Johnson inmate no. 100073,
do hereby certify that I have this the 29th
day of March, 2005 mailed a true and ^{correct} ~~correct~~
copy of the above and foregoing brief of this
A.R.R. to, Larry C. Hardy, Legal Claims Adjudi-
cator, Administrative Remedy Program, P.O. Box
609, Parchman, MS 38738.

Respectively Submitted

William L. Johnson (100073)

William L. Johnson (100073)



CORNELL

Cornell Companies, Inc.

Memo

Date: January 20, 2005

To: All Captains and Lieutenants

From: Chaplain Mann

Subject: Islamic Residents

Please be advised that on today, January 20, 2005, Imam Shabazz gave me a list of residents that are Islamic residents.

1. Pierre Haynes - 6A
2. Samuel Reed - 6A
3. James Ratliff - 6A
4. William Johnson - 6A
5. Quinn McNeal - 6A
6. Steven Rivers - 6D
7. Glenn Thurman - 6D
8. Christopher Smith - 6C
9. Michael Smith - 6C
10. Jimmy Fisher - 6C
11. Jeremy Murray - 6D
12. Brian Robinson - 5B
13. Rickey Deloney - 7D
14. Michael Ross - 7C
15. Eric Jackson - 7C
16. Sedric Lewis - 7C
17. Frankee Brown - 7C
18. Gavian Stovall - 7C
19. Travis Lowe - 7B
20. James Musgrove - 7D
21. Willie Powell - 6D
22. Orlando Thomas - 6A
23. Cortez Williams - 7C
24. LaCharleson Stubbs - 6C
25. Markeith Pass - 6D - 8C
26. Antwan Watkins - 7D
27. Rodrick Hibbler - 6C

6A / 6B

Anthony Houston - 6C PT

James Johnson - 6C

Victor Cunningham 6B 15

Rickey Mays 7B 16

**WALNUT YOUTH CORRECTIONAL FACILITY
ADMINISTRATIVE REMEDY PROGRAM**

THIS A REQUEST FOR ADMINISTRATIVE REMEDY

Pierre Haynes
INMATE NAME

1# 3437
MOOC#

6-A-24
UNIT/CELL

March 12, 2005
DATE

DATE OF INCIDENT: March 12, 2005

TIME OF INCIDENT: 6:30pm

PLACE OF INCIDENT: W.C.Y.C.F.

COMPLAINT ON: Warden Jackson

STATEMENT:

I, Pierre Haynes inmate # 3437, am the author of this complaint. I am filing this A.R.P. on Warden Donald Jackson at W.C.Y.C.F. for his willfully, unlawfully and feloniously breaking of our First Amendment U.S. constitution Bill of Rights. Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for redress of grievances. I see case number 4:92 CV 44-D-A / 4:95 CV 283-D-A

Warden "Donald Jackson" terminated our previous Muslim Imam, Shahid A. Shabazz and refused to replace him. Islam is the religion that I practice and he has complicated the way I practice my beliefs because I do not have nobody to teach me Islam while Imam Shabazz was still employed here at Walnut Grove Youth Correctional Facility. He made a list for the inmates to attend Islamic Services and if your name wasn't on the list you can't attend Islamic Services. When I go to Muslim Services the officers harass the Muslim inmates during our holy Quran. But when it comes to the Christian Services they don't have any problems coming or going. They have officers standing in service with the radio up and disrespecting us while in service. But none of this

RELIEF SOUGHT:

I would like to file a civil act with inmate Williams Johnson. I have nothing more to say about this A.R.P.

Page 2^d of A.R.P.

happen in Christian services. He tries to force christian
upon the muslim. He also stop The Imam Shabazz from
going to C-D custody inmates.

Respectfully Submitted

Ram Haynes L[#] 3437
Post office Box 389
Walnut Grove MS. 39189

2 pages of A.R.P.

in direct violation of our 1st Amendment Rights
 which is the right to practice ones religious
 belief as in accordance with rules and guidelines
 Nothing has been broke or breeched on our part
 as inmates, when we ask them why do they
 oppress us and deny us our religious practice
 they said state nothing to support there act
 and show justified cause. But as far as our
 religious right to embrace Islam has been
 meet with harsh reprimand and hatred since
 the events dealing with the September 11 bombi-
 ing of the world trade center and the events
 within the middle east during these trying
 times of war over sects and religion and
 political views and so far But as you see all
 these issues are of one complete basic foun-
 dation, each a part of the other and none
 before the other. It's all comes down to a basic
 basic violation of our rights stated in the
 constitutional amendment that this country was
 founded upon as testified down through history
 to this very day for all people of this nation
 in general and individually. Now on the
 25 day of January 2003 I had a conversat-
 ion with the Assistant Warden, and the
 Warden of Operations because the NAAAP

got involved as well as the Deputy Commissioner
 about our rights being violated and these
 two warden specifically told me that they
 will make sure that we practice our religio-
 us on Tuesday, Thursday and Friday. But now
 on Thursday 27 day of January The Head
 Warden Donald Jackson says we are not going
 to Muslim Service because we are on lockdown
 but in the hallways his officer's says we
 are on restricted movement. we was put on
 lock down because of something another
 inmate has done which is group punishment
 as Deliberate Indocement. The officer on the
 Zone didn't call the security down to the
 Zone and said she was having problem with
 the inmates locking down or called a code blue
~~term~~ which is the code for fighting. That's
 another reason to call ~~himself~~ himself locking
 us down. But nothing was reported. The officer
 won't call the shift commander to let them
 no that we have been called. This is a very
 ugly thing for the above inmates.

If you need to speak with
 anyone please call for Pierre Whynes #1200
 and set a meeting up with us, or him.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION

KEITH GIVHAN, ET AL.,

PLAINTIFFS

CIVIL ACTION CONSOLIDATED NOS.

VS.

GC82-64-B-D

GC82-77-B-D

GC82-179-B-D

GC82-180-B-D

GC82-181-B-D

GC83-5-B-D

MORRIS THIGPEN, ET AL.,

DEFENDANTS

AGREED ORDER OF SETTLEMENT AND DISMISSAL

The Court having been advised that the parties have compromised and settled the dispute arising from this cause of action, it is:

ORDERED:

That the Motion for Contempt in the above styled and numbered civil action be, and hereby is dismissed with prejudice, subject to the following provisions:

1. That in full and complete settlement of any and all claims raised or arising out of the Motion for Contempt filed by plaintiff's complaint herein, the defendants and plaintiffs agree that the Agreed Order of Settlement and Dismissal entered by this Court on November 18, 1985 be

modified as follows:

- a. Place of Worship: The defendants will allow all members of plaintiff's class, as identified by the Chaplain's Department, who are "A" and "B" custody, to attend worship services one Friday a month at the gym at Unit-29. Transportation and security will be available to carry out this requirement. All "A" and "B" custody members of the class will be allowed to congregate in their units, for the purpose of Muslim worship and/or study, on every other Friday of the month. For purposes of this order, a unit consists of all buildings within the complex (i.e. Units 29 and 30). "A" and "B" custody members of the class of all buildings will be allowed to congregate together in a designated area within that unit for the time designated. All "C" custody inmates or other inmates whose movement is restricted will be allowed to worship in their cells and possess religious materials that are consistent with the rules and regulations of the unit.
- b. Full-Time Imam: Any application for the

position of a full-time chaplain, by a Muslim Imam, will be thoroughly considered by the defendants. However, due to the fact that Mississippi Personnel Board controls qualifications for the position of chaplain, any such applicant must meet those qualifications. However, defendants will assist any applicant recommended by plaintiffs in getting approval for the position of full-time chaplain by the Mississippi Personnel Board.

- c. Diet: Defendants have contracted with Valley Food Service to provide three balanced meals to all inmates, including plaintiffs. Defendants will continue to meet the Lockhart v. Hollowell, GC73-70-K, requirement of at least one (1) pork-free meal daily. Additionally, a sufficient quantity of pork-free items will be included on the other two meals per day to insure that Muslim inmates receive an adequate daily diet of no less than 2,000 calories per day. And in addition, defendants will post in each prison housing unit a copy of the daily

menu so that each member of plaintiffs' class will be advised of the meals on a daily basis. Further, the defendants agree that an Inmate Muslim Council of not more than five (5) inmates shall be elected or appointed by the inmate Muslim population, and that this Council will be allowed to communicate both by written correspondence and in person with the Deputy Superintendent of Treatment and Support Services. The Committee may present ideas and suggestions regarding issues related to the Muslim population in the MDPC to include the assurance of one (1) pork-free meal a day.

- d. Hair and Beards: The defendants agree that Rule 6, Section (a), of the Inmate Handbook and Rules and Regulations, will be revised to read "mustaches will be neatly trimmed at all times. Beards and goatees in excess of 1/2 inch are not permitted for identification purposes." The defendants further agree that each of the three musters of correctional officers at Parchman will be read the directive of the Superintendent dealing with the above rule.

within thirty (30) days of this Order, and that the next printing of the Inmate Handbook and Rules and Regulations, will be revised to reflect the language of this Order concerning the growth of beards.

- e. Religious Material: Plaintiff class will be free, within the rules and regulations of the Mississippi Department of Corrections to solicit and procure funds and/or material for their religious use. Plaintiff class may wear Kuffi caps, consistent with the rules on wearing of hats for the inmate population.
- f. The defendants agree that instruction on the Muslim religion and practice will be given to correctional officers in the Mississippi Department of Corrections Basic Training School.
- g. The defendants agree to post this Agreed Order of Settlement and Dismissal in each housing unit on the first month after it is signed.

2. It is expressly understood by the parties that the provisions in this Order do not constitute a "prevailing" or an admission of liability by the defendants, or a recognition

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION

KEITH GIVHAN, ET AL.,

PLAINTIFFS

V.

LEAD CASE NO. 4:82CV64-B-A

STEVE PUCKETT, ET AL.,

DEFENDANTS

CONSOLIDATED WITH

CURTIS ANTONIO WAY, ET AL.,

PLAINTIFFS

V.

NO. 4:95CV283-D-A

STEVE PUCKETT, ET AL.,

DEFENDANTS

Plaintiffs' class counsel respectfully files this, his
Fourth Report to the Court as follows:

1. Class counsel has previously filed: (1) a written
interim report dated September 3, 1996; (2) an ore tenus,
telephone report to the Court's Law Clerk on October 10,
1996, and (3) Counsel's Third Report To The Court, dated
October 11, 1996, all of which are incorporated by reference
herein.

2. The plaintiff class herein is presently defined as
"all inmates at the Mississippi State Penitentiary at
Parchman who are adherents of the Muslim religion". Order
filed August 17, 1982, page 2. (Emphasis added)

3. Following the filing of counsel's Third Report,
individual members of the class at Mississippi State
Penitentiary (MSP) wrote letters to instant class counsel
complaining, inter alia, that the proposed agreement's

10 hours of Imam time per week for CMC, and 10 hours of Imam time per week for SMC.

The 20 hours per week of Imam time to be spent on Muslim affairs at MSP is approximately equal to the amount of time a full-time Imam on the Chaplain's staff would be able to spend specifically on Muslim affairs. All chaplain's MSP staff members, have many, general, and non-denomination-specific duties and responsibilities.

The 10 hours per week of Imam time at each facility will be used to allow an Imam living near each facility to conduct Jum'ah services every Friday, as well as engage in additional instruction/counseling with these Muslim members of the plaintiff class.

P. Plaintiffs' class counsel will request, pursuant to the terms of the DOC contract with them, that the authorities operating the two private prisons, Marshall County Correctional Facility (MCCF) (Wackenhut) and Delta Correctional Facility (DCF) (Corrections Corporation of America), independently provide financial support at each of these prisons 10 hours of Imam time per week at \$15 per hour. The DOC will be responsible for providing/financing these services at the private prisons if, for any reason, the private operators do not provide same.

5. An Order incorporating the above points of agreement will be drafted this week, and when counsel's signatures

CERTIFICATE OF SERVICE

I, Ronald Reid Welch, attorney for plaintiffs in the foregoing cause, do hereby certify that I have this day mailed a true and correct copy of COUNSEL'S FOURTH REPORT TO THE COURT via United States Postal Service, first-class postage prepaid, to the following counsel for defendant:

Hon. Lechard Vincent
Senior Attorney, Legal Department
Department of Corrections
Parchman, MS 38738

This, the 2nd day of December, 1996.



Ronald Reid Welch